IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 12TH FEBRUARY 2007 / 23RD MAGHA 1928

Crl.MC.No. 277 of 2007()

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AGAINST THE JUDGEMENT/ORDER IN BA.6080/2006 Dated 10/11/2006

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PETITIONER:

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R.RAJENDRA PRASAD,
DEPUTY TRANSPORT COMMISSIONER,
THRISSUR.

BY ADV. SRI.A.T.ANILKUMAR

RESPONDENTS:

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STATE OF KERALA,
REP.BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, REPRESENTING THE
SUPERINTENDENT OF POLICE,
VIGILANCE AND ANTI-CORRUPTION BUREAU,
SPECIAL CELL, ERNAKULAM.

BY D.G.P. SRI. P.G. THAMPI.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 12/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**R. BASANT, J.**

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**CRL.M.C.NO. 277 OF 2007**

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**Dated this the 12th day of February, 2007**

**ORDER**

The petitioner, who faces the allegations under the Prevention of Corruption Act and was enlarged on bail subject to conditions as per order dated 10/11/06 in B.A.No.6080/06, has come to this Court for relaxation of the conditions to enable him to proceed to Coimbatore for the purpose of treatment – hip replacement surgery.

2. The learned counsel for the petitioner submits that the facilities for such operation are not available in Kerala and the petitioner has been referred to the hospital at Coimbatore to take that treatment.

3. The learned Director General of Prosecutions, who has himself appeared before this Court, submits that the State has no objection in the petitioner proceeding to Coimbatore in connection with the treatment and that during the period of such treatment, the conditions imposed can be suspended also.

4. In the light of the stand taken by the State, I am

satisfied that further directions can be issued relaxing the conditions.

5. This Crl.M.C. is, in these circumstances, allowed and the following directions are issued:

(i) The petitioner shall inform the Investigating Officer sufficiently in advance (at least 3 days notice) of his proceeding to Coimbatore in connection with the surgery.

(ii) He shall also keep the Investigating Officer informed every week about the progress of the treatment/surgery.

(iii) After treatment, when he is discharged, he shall return to his place of residence at Thrissur and shall thereafter continue to comply with the conditions imposed as per Annexure-A order.

Sd/-

**(R. BASANT, JUDGE)**

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P.S. to Judge